

**GOVERNMENT OF TELANGANA  
ABSTRACT**

**VIGILANCE - GHMC** - Sri G.Venkat Reddy, the then Section Officer (now Retd.), Greater Hyderabad Municipal Corporation, Hyderabad - Allegation of allowing deviations to the sanctioned plan of building at premises No.12-2-823/A4/1/2 at Mehadipatnam - Departmental proceedings Instituted - Enquiry conducted - Punishment imposed - The Hon'ble High Court orders, Dated:12.09.2022 in W.P.No.1478/2009 - Imposition of punishment of withholding of 5% pension for 5 years duly reducing the earlier punishment of reduction to lower post - Orders - Issued.

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**MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.II(2)) DEPARTMENT**

**G.O.Rt.No. 185**

**Dated: 19-03-2024**

**Read the following:-**

1. From the G.A.(V&E) Department, Vigilance Report No.60, (C.No.372/V&E/D1/2000), Dated:05.08.2000.
2. G.O.Rt.No.1546, M.A. & U.D. (E1) Department, Dated:19.12.2002.
3. G.O.Ms.No.645, MA&UD Department, Dated:13.05.2003.
4. From Sri. N.P Bhujagendra Naidu, J.D & Enquiry Officer I.A.Report, Lr.Roc.No.11344/2003/Enquiry/MCH/JDTP, dated:31.10.2003 .
5. G.O.Ms.No.487, MA&UD(Vig.II) Department, Dt:18.09.2003.
6. The Hon'ble High Court, Hyderabad orders dated:12.09.2022 in W.P.No.1478 of 2009.
7. From the Commr, GHMC, Hyd. Lr.No.21366/V1/Vig.A/GHMC/2001/644, Dt:08.12.2022 along with representation of Sri G.Venkat Reddy, the then SO (now Retd.), GHMC, Hyderabad.
8. Govt.Memo.No.4736,/Vig.II(2)/2018, MA&UD Department, Dt:14.07.2023.
9. Explanation of Sri G. Venkat Reddy, the then SO (Retd.), GHMC, Hyd. Dt:07.08.2023
10. Govt.Lr.No.4736/Vig.II(2)/2018, MA&UD (Vig.II)Department, Dated:14.09.2023.
11. From the Secretary, TSPSC, Hyderabad Lr.No.471/DC&C/TSPSC/2023, Dt:06.12.2023.
10. From the Hon'ble High Court, Hyderabad C.C.No.2461/2023 in W.P.No.1478/2009 filed by Sri G.Venkat Reddy, TPS (Retd). GHMC, Hyderabad.

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**ORDER:**

The General Administration (V&E) Department have submitted report on allegation of allowing deviations to the sanctioned plan of building at premises No.12-2-823/A4/1/2 at Mehadipatnam, vide reference 1<sup>st</sup> read above. Accordingly, Government have initiated disciplinary proceedings and issued Article of Charges against Sri G. Venkat Reddy, the then SO (now Retd.), GHMC, Hyderabad for the said irregularities vide reference 2<sup>nd</sup> read above. Later, Government have appointed Sri. N.P Bhujagendra Naidu, Joint Director, as Enquiry Officer to conduct Enquiry into the charges framed against the Charged Officers, vide references 4<sup>th</sup> read above.

2. Government after following due procedure and after careful examination of the entire matter have imposed the punishment of reduction to lower post of AADM (Assistant Architectural Draughtsman) in the pay scale of Rs.3750-7650 permanently on Sri G.Venkat Reddy, the then Section Officer (now Retired), Municipal Corporation of Hyderabad under Rule 9(vii) of Andhra Pradesh Civil Services (C&A) Rules, 1991, vide reference 5<sup>th</sup> read above.

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3. Aggrieved by the above, Sri G.Venkat Reddy, the then Section Officer (now Retired), Municipal Corporation of Hyderabad has approached the Hon'ble High Court and filed W.P.No.1478/2009 and the Hon'ble High Court in its order dated:12.09.2022 in W.P.No.1478/2009 passed the following orders :-

*"xxxx Since reversion orders could not be given effect to against the petitioner and the petitioner was allowed to retire in the promoted post, therefore, at this point of time, giving effect to reversion orders would not arise and since the petitioner has already retired from service, he would be allowed to draw pensionary benefits in the post in which he has retired from service".*

4. In the reference 7<sup>th</sup> read above, the Commissioner, GHMC, Hyderabad while enclosing representation of Sri V.Venkat Reddy, the then SO(now Retd.), GHMC, Hyderabad, has requested the Government to pass further orders as deemed fit in the circumstances of the above case.

5. After careful examination of entire issue, Government observed that, in this issue, based on the Vigilance Report No.60, dt.5.8.2000 disciplinary action was initiated against the concerned five (5) Charged Officers viz., ( i) Sri A.Ramachandra Rao, Assistant City Planner; (ii) Sri P.Ramamohan Rao, Assistant City Planner; (iii) Sri Venkat Reddy, Section Officer; (iv) Sri Mohd.Mahmood, Section Officer and (v) Sri Giri Raj, Section Officer of GHMC, Hyderabad for allowing the construction of major commercial complex with certain unauthorized (Cellar + G+5 floor) with all deviations and violations in setbacks instead of permitted residential buildings (for still + 4 upper floors). Further, punishment orders were given in respect of all Charged Officers. The punishment of "reduction to lower post of Assistant Architectural draughtsman (AADM)" was imposed against Sri G.Venkat Reddy, the then Section Officer, Municipal Corporation of Hyderabad vide G.O.Rt.No.487, Municipal Administration & Urban Development Department, Dated: 18.09.2006. But the above punishment order could not be implemented due to the stay orders of Hon'ble APAT and later interim order of Hon'ble High Court. The Charged Officer also got promotion as Assistant City Planner as per the order of Hon'ble High Court. The Hon'ble High Court in W.P.No.1478/2009 in its order dated:12.09.2022 has observed that, "since the reversion orders could not be given effect to against the petitioner and he was allowed to retire in the promoted post therefore at this point of time giving effect to reversion orders would not arise and since the petitioner has already retired from the service he would be allowed to draw pensionary benefits in the post in which he has retired from service. With the above observations, the W.P was closed". Further Government also observed that, due to the court orders only the reversion orders were not implemented and promotion orders were given to the Charged Officer.

6. Government after examination of the above circumstances have decided to impose a revised punishment of "withholding of 5% pension for 5 years" duly reducing the punishment from "reduction to lower post" issued vide reference 5<sup>th</sup> read above against Sri G.Venkat Reddy, the then Section Officer (now Retd.), Greater Hyderabad Municipal Corporation, Hyderabad in terms of Rule 9 of Telangana Revised Pension Rules 1980, in view of the equal justice principle as the punishments imposed against other charged officers were already effected, in this issue. Accordingly, a Show Cause Notice was issued to the Charged Officer to that effect vide reference 8<sup>th</sup> read above calling for his explanation, if any, on the proposed punishment. The Charged Officer has submitted his explanation against the above proposed punishment vide reference 9<sup>th</sup> read above, which is not convincing.

7. Therefore, Government have decided to confirm the provisional decision and addressed the matter to the Secretary, Telangana State Public Service Commission, for the concurrence, vide reference 10<sup>th</sup> read above. In response, the Secretary, Telangana State Public Service Commission has conveyed the concurrence to the proposal of the Government i.e., to impose a punishment of withholding of 5% pension for 5 years duly reducing the punishment from reduction of lower post against the above charged officer, vide reference 11<sup>th</sup> read above.

8. Accordingly, Government hereby impose a punishment of withholding of 5% pension for a period of five (5) years duly reducing the punishment from "reduction to lower post" issued vide reference 5<sup>th</sup> read above against Sri G.Venkat Reddy, the then Section Officer (now Retired), Greater Hyderabad Municipal Corporation, Hyderabad, under Rule-9 of Telangana Revised Pension Rules, 1980, in this issue.

9. The Commissioner, Greater Hyderabad Municipal Corporation, Hyderabad, shall take necessary action, accordingly and settle the pensionary benefits of Sri G.Venkat Reddy, the then Section Officer (now Retired), Greater Hyderabad Municipal Corporation, Hyderabad, in the matter.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)**

**M.DANA KISHORE  
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Commissioner, Greater Hyderabad Municipal Corporation, Hyderabad.

Copy to :

Sri G.Venkat Reddy, the then Section Officer (now Retired), GHMC, Hyderabad

- **Through** the Commr, GHMC, Hyderabad.

The Govt. Pleader for Services (MA&UD Dept.), T.S. High Court, Hyderabad.

The PS. to OSD to the Hon'ble Chief Minister.

The General Administration(V&E) Department, Telangana, Hyderabad

(w.r.t. V.R. No. No.60, (C.No.372/V&E/D1/2000), Dated:05.08.2000)

The Secretary to Vigilance Commissioner,

Telangana Vigilance Commission, Hyderabad.

SC/SF.

**// FORWARDED :: BY ORDER//**

**SECTION OFFICER**